IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77790 of 2026

CNR No. BRHC011082012026

Arising Out of PS. Case No.-163 Year-2026 Thana- DARBHANGA District- Darbhanga

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MAHAVIR KANSYAKAR @ MAHAVIR KUMAR KANSYAKAR (KASYANKAR) Son of Raghunath Sah @ Raghunath Kanskar Resident of Mohalla - Shamsherganj, Near Jurawan Singh Ganesh Temple,P.O.- Lalbagh, Police Station - Town, District - Darbhanga.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Nilendu Kumar Choudhary
For the Opposite Party/s : Mr.Pawan Kumar Chaurasia

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CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR SINHA

ORAL ORDER

2 05-11-2026 Heard learned counsel for the petitioner and learned A.P.P. for the State.

2. The petitioner apprehends his arrest in a case registered for the offence punishable under Sections 115(2), 126(2), 303(2), 109, 118(1), 351(2), 352 and 3(5) of the BNS, in connection with Darbhanga Town P.S.Case No. 163 of 2026.

3. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in the present case on account of ulterior motive by the informant, as the petitioner did not remove his tea shop on the asking of the informant in front of his shop.

4. Learned A.P.P. for the State opposes the prayer for

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anticipatory bail of the petitioner.

5. From the allegation levelled in the FIR, It appears that the allegation against the petitioner is of having assaulted the informant by iron rod. However, the injury report, although corroborates the same, which shows mild scalp swelling over frontal bone in right side, but there was no obvious intracranial contusion and the nature of injury has been shown to be simple. The petitioner does not bear any criminal antecedents.

6. Under these circumstances, I am inclined to grant the privilege of bail to the petitioner. Let the petitioner, as named above, in the event of his arrest or surrender within four weeks from today, be enlarged on bail on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate Darbhanga in connection with Darbhanga Town P.S.Case No. 163 of 2026, subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure/Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023 and subject to further condition that :-

(i) the petitioner shall co-operate in the investigation/ trial.

(ii) the learned court would, however, verify the

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criminal antecedent of the petitioner and in case it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, it is expected that the verification process would be done expeditiously without causing any delay.

(Alok Kumar Sinha, J)

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